

COPY OF PAPERS  
ORIGINALLY FILED

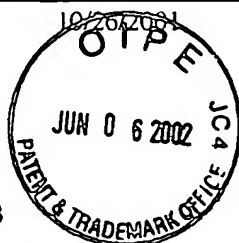
#3



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/044,306	10/26/2001	Lawrence J. Karr	50037.55US01

27488  
MERCHANT & GOULD  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903

CONFIRMATION NO. 6816

## FORMALITIES LETTER



\*OC00000007724286\*

Date Mailed: 03/27/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$618.
  - ◻ \$198 for 11 total claims over 20.
  - ◻ \$420 for 5 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1488.**

RECEIVED

JUL 15 2002

OFFICE OF PETITIONS

The following item(s) appear to have been omitted from the application:

- Figure(s) 3 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

---

*A copy of this notice MUST be returned with the reply.*

F R Robinson

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lawrence J. Karr Examiner: Not Yet Assigned  
Serial No.: 10/044,306 Group Art Unit: 2133  
Filed: October 26, 2001 Docket: 50037.55US01  
Due Date: May 27, 2002 Confirmation No.: 6816  
Title: METHOD AND SYSTEM FOR UNDERSAMPLED SYMBOL SYNCHRONIZATION

COPY OF PAPERS  
ORIGINALLY FILED

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on May 24, 2002.

By: *Luci Arevalo*  
Name: Luci Arevalo

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notice to File Missing Parts of Non-Provisional Application - Part 2
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Check in the amount of \$1488.00 for Filing Fee (\$740); Additional Claims (\$618); & Declaration surcharge (\$130)
- ☒ Other: Petition Under 37 CFR 1.181 to Enter Figure (in duplicate), Including copies of the following: Patent Application No. 10/044,306 as filed, consisting of: Specification (15 pages), 31 claims, Abstract (1 pg.), 6 Sheets of Drawings (Figures 1-6); Transmittal Sheet, Unsigned Combined Declaration and Power of Attorney; copy of Return Postcard as returned; Express Mail Label No. EL904254138US. Also included is a check in the amount of \$130.00 for payment of the petition fee.
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
206.342.6200

By: *John E. Whitaker*  
Name: John E. Whitaker  
Reg. No.: 42,222  
JEW/JW/1a





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: LAWRENCE J. KARR  
Docket: 50037.55US01  
Title: METHOD AND SYSTEM FOR UNDERSAMPLED SYMBOL SYNCHRONIZATION

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL 904254138 US

Date of Deposit: October 26, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to BOX PATENT APPLICATION, Commissioner for Patents, Washington, D.C. 20231.

By: Kay Howe

Name: Kay Howe

BOX PATENT APPLICATION

Commissioner for Patents  
Washington, D.C. 20231

EL 904254138US

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ Utility Patent Application: Spec. 15 pgs; 31 claims; Abstract 1 pgs.:
- ☒ 6 sheets of drawings
- ☒ An unsigned Combined Declaration and Power of Attorney
- ☒ Return postcard
- ☒ PAYMENT OF THE FILING FEE IS BEING DEFERRED.

MERCHANT & GOULD P.C.

P.O. Box 2903, Minneapolis, MN 55402-0903  
(612) 332-5300

By: [Signature]

Name: John E. Whitaker

Reg. No.: 42,222

Initials: JEW:kh

